THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.16161 of 2006

18.08.2006

Between:

K. Vivekananda Reddy

..Petitioner

And

The Mandal Revenue Officer, Amangal Mandal, Mahaboobnagar District. and another.

..Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16161 of 2006

ORDER:

The petitioner is allegedly the owner of land in survey Nos.651, 652, 663, 673, 690 and 691, admeasuring Acs.29.05 guntas, situated at Amangal Village and Mandal, Kalvakurthi Taluq, Mahaboobnagar District. He claimed the land by reason of a registered gift deed bearing document No.3430/1970, and allegedly going around the office of the first respondent for obtaining necessary pattadar pass books and title deeds, in vain. Therefore, he filed the present Writ Petition seeking appropriate *Mandamus* to the first respondent to issue pattadar pass books and title deeds.

After getting instructions, the learned Assistant Government Pleader for Revenue (General) submits that the application made by the petitioner could not be taken up, in view of the pendency of the suit for better title in relation to the property claimed by the petitioner. The learned counsel for the petitioner, Ms.Bhagyamma, however, submits that the suit, being O.S.No.125 of 1997, filed by Kowlur Krishna Devi and two others against the petitioner herein and his minor daughter for partition and separate possession, was already dismissed for default on 21.01.2004, and therefore, there is no justification for the Mandal Revenue Officer to deny the pattadar pass books and title deeds.

The petitioner statedly approached the Mandal Revenue Officer in 2002 and also on 07.04.2004, and therefore, it is proper for the first respondent to pass appropriate orders on the application. If any suits are pending for better title, it is always open to the first respondent to send an interim reply to the applicant regarding the stage of enquiry for issue of pattadar pass books and title deeds.

The Writ Petition, with the above observation, is accordingly disposed of. No order as to costs.

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(V.V.S.RAO, J)

18.08.2006
GJ